

GREAT FIGHTS TO COME OFF TO-DAY

Commission and Judges the Issues.

ONE TO-DAY, OTHER TO-NIGHT

Any Form of Commission Seems Doomed in House—Absent Members May Take Oath—Senator Massie on Campbell Case.

The great fights of the short session of the Legislature will take place to-day in the main bodies, and to-night in the joint caucus, and then the members are expected to leave in large numbers for their homes, whatever may be the conclusion as to adjournment, for a great many of them have already said they will not remain here after the circuit judges are nominated.

One of the day in the two Houses will be with reference to the question of appointing a legislative commission to codify existing laws in conformity with the new Constitution, and to suggest others that appear needful.

The Senate there is but one proposition on the subject, and that was offered by Mr. Wickham, and is similar to the one presented in the House by Mr. Hunley, which provides for the naming of a blank number of members of each body in the same manner as standing committees are appointed to take up the work in vacation, etc., etc.

In the House there are three others beside that of Mr. Hunley. One by Mr. Davis provides for a committee of four, one by Mr. Massie, which represents the committee of the respective Houses, while another by Mr. Allen calls upon the Rules Committee to take the matter up and report as to the necessity for a codifying commission.

Mr. Boaz offered another proposition, which provides for the appointment of a commission to be composed of five members, all of whom shall be taken from outside the Legislature. It is not believed that any of the above-named measures will pass the House, and it is a doubtful proposition as to what the Senate will do.

It is likely that Hon. George Y. Hunley or some other House leader will construct a resolution in the nature of a compromise, which will divide the work up among the present standing committees, and authorize some of them to sit in vacation.

This matter and that relating to adjournment for a recess until fall are the only ones of great interest that are expected to come up to-day. The day to-night will be the other great feature of the legislative day.

"The Legislature is bound to take notice of the Campbell-Crawford case," said one of the prominent members of the House yesterday. "The paper from the Amherst bar printed yesterday makes this course almost imperative. The men whose names are signed there are of such character and standing in their community as to call for investigation into the charges by the General Assembly, and I am sure this will be done."

While members as a rule are very reticent in discussing the matter, there is a great many who coincide with the view printed above.

Exactly the opposite position is taken, however, by Hon. R. B. Ware, the House member from Amherst, and Senator Marion Massie, who represents the county in the upper branch. The views of the former, which were to the effect that there would likely be no investigation, have already been printed.

Sensor Massie, when spoken yesterday, practically occurred in the position of his colleague.

"I regard it as a simple case of assault," he said, "and it therefore belongs to the courts and not to the Legislature. Strong lawyers from many sections of the State have expressed to me the opinion that there was no ground for impeachment proceedings. This is my own opinion, and while I have not heard the subject discussed a great deal by the members, I do not think it will ever be before the Legislature."

The case is now in its proper sphere, according to my view, and ought to, and I believe, will end there.

"But I do not care to discuss it in detail now. I know some things concerning it, and I am sure that a great deal of what has been printed in the papers by way of resolutions, etc., have come from the personal or political enemies of Judge Campbell."

The oath question has been raised again, but the raising this time will amount to nothing. It is pointed out that if members failed to subscribe by July 20th, which was the limit given other officers under the new constitution, they might be held to further participation in the proceedings of the General Assembly. This view is not sustained by prominent members. It is held that the only restriction placed upon members of the General Assembly is that they shall subscribe to the oath of office entering upon their duties, without regard to time.

Sensor C. Harding Walker, of Northumberland, and Delegates McPeak, of Carroll, and McLean, of Mecklenburg, are the only members yet to swear. The latter has refused and gone home, and perhaps will make no effort to take part in the proceedings.

Sensor Walker is sick at his home, and Mr. McPeak is engaged in an important law case in West Virginia. They have both taken the precaution to take the oath before a notary public and each of them may take it again when they come and be strictly within the limits of the Constitution, according to the more popular view of the case.

The seat of Dr. E. P. McLean (Republican), member of the House from the county, who recently declined to take the oath, may be declared vacant by that body, without regard to his refusal to take the oath to support the new Constitution.

The Constitution forbids that any citizen holding a position of emolument in the government of the United States be a State officer, and it is currently reported that Dr. McLean is a Deputy United States Internal Revenue Collector. Indeed he stated that to a representative of the Times the other day when he left the city.

It has come to the ears of Speaker Ryan and the Judiciary Committee will be asked by resolution to-day to investigate and report. The general impression seems to be that the seat will be declared vacant without bringing up the oath question.

It has developed that until the Legislature shall take action on the subject, the seat of the late Senator Massie will be held by the Legislature. The General Assembly has declined to honor warrants for his arrest, and until the Legislature takes action on the subject, the seat will be held by the Legislature.

This is the result of Constitutional changes which have fixed the term of office of officers of the two Houses to the Legislature.

The Republican members of the General Assembly held a conference last



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1900, Total Sales, \$1,234,000.00
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right at the Capitol and discussed the outlook for the party in Virginia. While they took no action, it is understood that special reference was had to the congressional fight in the various districts. The Ninth District committee met at the time of the conference with any other, but nothing was settled and another conference will likely be held shortly.

One of the members of the House who is a Republican said last night that if Mr. McLean, of Mecklenburg, is in the employ of the United States Government he clearly is not entitled to a seat in the House. The lady who is the wife of Mr. McLean knew he was liable at any time to be unseated, and this knowledge is thought to have had much to do with his refusal to take the oath.

Hon. S. S. Simmerman, of Wythe, received a letter yesterday from a lady in Roanoke city, soliciting his support for Judge Henry E. Blair, in the Twentieth Circuit. Mr. Simmerman responded, it is thought, favorably, and will likely vote for Blair. The lady was a friend of the member in his younger days.

Captain Arthur O. Sullivan, the veteran doorkeeper of the House of Delegates, is still confined to his home, in Monticemy, Va. His friends here are distressed over the reason for his absence, as the House has an unnatural appearance without him.

A prominent Republican leader, who does not train with the "machine forces," said yesterday that it was to consummate the nomination of Mr. Snead that the convention was called to West Point. "It was the work of Snead and Morgan Treat to have the former named," he said, "and that will probably be done, as no one else wants the honor."

Whatever may be the result of the convention, the Democratic nominee will be elected, as the district is largely Democratic, and the Republicans only make nominations here to keep their forces in the field. Hence the importance of always putting a machine man in the field.

Messrs. Lamb and Wallace met in joint debate at Goochland yesterday. They will go to King William to speak to-day.

INSTANTLY KILLED

A Youth Falls Under a Moving Freight Train.

(Special Dispatch to the Times.)

ALEXANDRIA, VA., July 21.—Charles C. Hall, aged fifteen years, son of Benjamin Hall, of St. Asaph, Alexandria county, yesterday morning fell from a south-bound freight on the Richmond, Fredericksburg and Potomac Railroad, which was on the tracks of the Southern Railway Company, a mile north of this city, and was instantly killed. His head and right arm were entirely severed from his body, and his left arm and other portions of his body were badly mangled. Hall got on the train for the purpose of getting ice from the refrigerator cars. He had been in the habit of doing this, and was only the day before warned to keep off. The crew of the train were unaware of the accident until a youth named Harrison Price notified Flanagan Lash of the accident.

A coroner's jury was summoned by Coroner Isaac Burrell, of the county, and after hearing the evidence the jury returned a verdict that young Hall came to his death through gross carelessness on his own part, and the railroad company was exonerated from all blame.

THREE HOMELESS CHILDREN.

The Executive Committee of the Methodist Church, has placed three little girls in the Belle Ryan Nursery until some other provision can be made for them. The children are the orphans of a family when that institution is ready to receive them.

They are named Delaney and were sent here from Madison county by the Rev. T. S. Leach. The opening of the Orphan institution will not be ready to receive the children before September 1st. During the interval the little waifs will be taken care of and will either remain at the nursery or be placed in some comfortable home.

Governor Montague Absent.

Governor A. J. Montague is absent from the city, having accompanied Mrs. Montague to King and Queen county on Saturday. Pending His Excellency's return, the verdict in the Starke court-martial case will not be given out. Governor Montague will return this morning, but will not take the case up until tomorrow, if then.

JOHN W. MACKAY DIES IN LONDON

End of Great Millionaire Due to Heat Prostration.

HIS WEALTH WAS COLOSSAL

Close Friend Says That Mr. Mackay Himself Did Not Know Within \$20,000,000 of What He Was Worth.

Will Be Buried in Brooklyn.

(By Associated Press.)

LONDON, July 21.—John W. Mackay, of San Francisco, who had been suffering from heat prostration since Tuesday last, died at his residence on Carlton House Terrace at 6:20 o'clock yesterday evening.

Mr. Mackay's condition, as stated yesterday, had improved, but the patient had a bad night, and yesterday morning a consultation was held by three physicians. Mr. Mackay grew worse as the day progressed. He was unconscious most of the time and died very peacefully. The immediate cause of death was heart failure. The right lung was found to be congested and the symptoms indicated pneumonia.

Mrs. Mackay, her mother, and Countess Telfener were present when Mr. Mackay died, and Princess Galatro Colonna arrived from Paris a half hour after her stepfather's death.

SAN FRANCISCO, CAL., July 21.—The news of the death of John W. Mackay in London caused quite a shock here, notwithstanding the public was in a measure prepared for it by the previous announcement of his serious illness.

Mr. Mackay was the last surviving member of the four Bonanza kings. Flood, O'Brien and Fair, the other three having long since died. For the past eighteen years Mr. Mackay has not been actively identified with the business of this city, but had passed most of his time in the East, making annual visits to the coast to look after his property interests in this State and Nevada. On the occasion of his last visit to the coast, early this summer, Mr. Mackay completed arrangements for a landing-place for the new Pacific cable, a project that he was much interested in.

GREAT WEALTH.

Richard Day, a close personal friend and former confidential secretary of the late John W. Mackay, in an interview last night, said:

"I don't suppose Mr. Mackay himself knew within \$20,000,000 of what he was worth. His business was in such order and his arrangements were so carefully made that the exact value of his property, as though he were still alive, could be ascertained. In an interview last night, said:

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WILL BE BURIED IN BROOKLYN

(By Associated Press.)

LONDON, July 21.—The remains of John W. Mackay, of San Francisco, who died here yesterday, will be taken to New York for interment in Greenwood Cemetery, Brooklyn. The exact date of the removal of the body and the arrangements for the funeral will not be decided upon until the arrival in London of his son, Clarence Mackay, who sailed from New York on Saturday.

Mrs. John W. Mackay is quite prostrated with grief.

The afternoon papers, as well as the morning papers, printed long obituary notices of Mr. Mackay.

BROOKE RETIRED

Order Pays Tribute to His Long and Honorable Service.

(By Associated Press.)

WASHINGTON, D. C., July 21.—The Secretary of War to-day issued an order announcing the retirement from active service, by operation of law to-day, of Major-General John R. Brooke, commanding the Department of the East, "terminating a period of over forty years of efficient, honorable and distinguished service on the active list of the volunteer and regular army."

The order gives a sketch of General Brooke's military service and concludes:

"During his long service General Brooke has held the retirement from active service, by operation of law to-day, of Major-General John R. Brooke, commanding the Department of the East, "terminating a period of over forty years of efficient, honorable and distinguished service on the active list of the volunteer and regular army."

SEEKING FOR TREASURE

Schooner Hermann Off to Hunt Buried Millions.

(By Associated Press.)

SAN FRANCISCO, CAL., July 21.—The schooner Hermann has sailed for the South Sea, ostensibly on a pleasure trip, but in reality, it is said, in search of buried treasure. The vessel, ten million dollars, reported to have been hidden on an island by the mutinous crew of a Japanese ship. Captain James Brown, a retired mariner of the Atlantic coast, is in command of the Hermann, and is accompanied by four or five Eastern friends. The little schooner was fitted out at an expense of \$15,000.

FEEHAN'S SUCCESSOR

One Will Be Named by Vatican on July 24th.

(By Associated Press.)

CHICAGO, ILL., July 21.—Candidates from whom Rome is to choose a successor to the late Archbishop Feehan will be named Tuesday, July 24th. Each one of the sixteen removals and consultants of the arch diocese of Chicago received notice to-day from Bishop Spalding to appear at conferences to be held that day in this city.

Bishop Spalding, who is the oldest surviving bishop in the diocese of Chicago, is in the arch diocese, will preside at the councils.

COVINGTON TEACHERS.

(Special Dispatch to the Times.)

COVINGTON, VA., July 21.—Professor James G. Jeter has been re-elected principal of the Covington Graded School. The other teachers chosen are: Miss Jane Steadler, Covington, Va.; Miss Maude Hyde, Richmond, Va.; Miss Lila Duncan, Rocky Mount, Va.; Miss Dora Anderson, Covington; Misses Shewalter and Spain, of Eastern Virginia. There is still one vacancy to be supplied. The first four were in the faculty last session.

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IMMEDIATE POSSESSION ONE OF THE MOST COMPLETE MODERN RESIDENCES on the suburbs. Large lot; stable, etc. (No. 204). T. M. WORTHAM & CO., 18 North Ninth Street.

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No. 930 West Grace St., ELEVEN-ROOM BRICK DWELLING, with modern plumbing, no better dwelling place than West Grace Street. Owner leaving city. If you want a good home or renter, apply to J. D. CARNEAL & SON, 1106 East Main Street.

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15 S. Fourth St.—7-Room MODERN BRICK HOUSE: \$16 PER ANNUM. POLLARD & BAGBY.

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MEETINGS.

THE ANNUAL MEETING OF THE STOCKHOLDERS OF THE E. B. TAYLOR COMPANY will be held at the office of the company, No. 101 East Main Street, Richmond, Va., on WEDNESDAY, July 30, 1902, at 4 o'clock P. M. "ON 11:00 M. S.V."

BANKRUPT NOTICES.

IN THE DISTRICT COURT OF THE UNITED STATES FOR THE EASTERN DISTRICT OF VIRGINIA. C. E. FLEMING, Bankrupt. ORDER OF NOTICE FOR DISCHARGE. On the 19th day of July, A. D. 1902, on reading the petition for discharge of the bankrupt, it is ordered that a hearing be had upon the same on the 31st DAY OF JULY, A. D. 1902, before said court, at Richmond, Va., at 12 o'clock, P. M., and that notice thereof be published in the Times, a newspaper printed in said district, and that all known creditors and other persons in interest may appear at the said time and place, and show cause, if any they have, why the prayer of the petition should not be granted. And it is further ordered by the court, that the clerk shall send by mail to all known creditors copies of said petition and this order, addressed to them at their places of residence as stated. EDMUND WADDILL, Jr., U. S. Judge.

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AUCTION SALES—THIS DAY.

By C. H. Oliver, Auctioneer.

No. 519 West Broad Street.

CARPET, FURNITURE, IRON BED, ETC., AT AUCTION.

I will sell TUESDAY, July 22, 1902, at 10:30 A. M., one very long wave Brussels Carpet, 25 Rugs, 3 Oak Chamber Suits, Oak Walnut and other Extra. Wardrobes, Lounges, Couches, odd Bedsteads, Bureaus, Washstands, several Cribbs and Cradles, large lot of Chairs, good Cook Stoves, Brass Trimmings, Bedsteads, Oak and Walnut Folding Beds, also a lot of other goods too numerous to mention.

Geo. V. OLIVER, Salesman.

By Geo. W. Mayo, Auctioneer.

BARBER CHAIRS, HANDSOME MIRRORS, ELECTRIC FANS AND ALL THE EQUIPMENTS OF A FIRST-CLASS BARBER SHOP.

I will sell for account of the owner at No. 710 East Broad Street, at 10:30 A. M. TUESDAY, JULY 22, 1902.

1 large Barber Mirror, 3 Side Mirrors, 1 Gilt Mirror, 2 Pier Mirrors, 5 up-to-date Barber Chairs, 15 Vienna Chairs, 1 Book Case, 1 Barber's Washstand, 1 Child's Hair-Cutting Chair, 3 Toilet Sets, 2 Electric Fans, 1 Furnace and Gas Heater, 1 Oak Table, 2 Barber Poles, Palms, Lace Curtains, Cuspidors and numerous other articles. The above articles are all nearly new and in excellent condition.

TERMS: Cash.

A. R. MAYO, Prop. Geo. H. Valentine, Salesman.

FOR SALE.

1105 P. M., No. 11, Southern Express daily for Atlanta, Augusta, Jacksonville, and Miami. Sleeper for Danville, Greensboro, Salisbury and Charlotte, open at Richmond 9:30 P. M. Connecting with New York, Philadelphia, and New Orleans, etc. Complete Dining Car service. Also Pullman Tourist Sleeping Mondays, Wednesdays and Fridays. Connection to San Francisco without change, with connection for all points in Texas, Mexico and California.

6:00 P. M., No. 17, local, except Sunday, for Richmond, and intermediate stations.

TRAINS ARRIVE IN RICHMOND.

7:00 A. M. and 5:45 P. M., from Atlanta, Augusta, Jacksonville, Asheville and all points South.

8:40 A. M., from Kershaw and local stations. For Richmond, and intermediate stations.

LOCAL FREIGHT TRAINS.

No. 61 and 62, between Manchester and Neapolis.

Farm for Sale.

A VALUABLE FARM, AN IDEAL COUNTRY HOME FOR A BUSINESS MAN OF THE CITY.

"Cedar Lawn," the residence of the late Captain D. A. Timberlake, in Hanover county, Va., ten miles from the city of Richmond, one mile from Atlee, C. & O. railroad and one mile from the Potomac River. 200 acres, part in valuable Chickahominy low grounds, part in second forest, part in high land, suited for oak, hickory, ash, timber.

ONE OF THE FINEST SPRINGS IN EASTERN VIRGINIA ABOUT 100 YARDS FROM DWELLING: HYDRAULIC RAM PUMPS WATER TO DWELLING, BARN AND FLOWERS GARDEN. SUPPLY SUFFICIENT TO INDEFINITELY MULTIPLY ITS USES.

Peaches, Pears, Apples, Cherries, Damsons, Dwelling nine rooms, with porch, and excellent house, for milk and butter, shady yard. Four tenement houses, useful for securing labor or renting out part of farm.

TERMS: Small cash payment; long time for credit payments or all cash at option of purchaser. Apply to J. D. CARNEAL & SON, 1106 East Main Street, Richmond, Va.

FOR SALE.

1105 P. M., No. 11, Southern Express daily for Atlanta, Augusta, Jacksonville, and Miami. Sleeper for Danville, Greensboro, Salisbury and Charlotte, open at Richmond 9:30 P. M. Connecting with New York, Philadelphia, and New Orleans, etc. Complete Dining Car service. Also Pullman Tourist Sleeping Mondays, Wednesdays and Fridays. Connection to San Francisco without change, with connection for all points in Texas, Mexico and California.

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Old Dominion Steamship Co.

DAILY LINE FOR NEW YORK, THE NORTH AND EAST.

FROM RICHMOND.

PASSENGERS can leave DAILY, except Sunday, by Chesapeake and Ohio Railway at 5:30 A. M., and P. M., by Norfolk and Western Railway, both lines connecting at Norfolk with direct steamers sailing same day, or by company's new steamers Branford and Berkeley, leaving daily at 7 P. M., arriving Norfolk at 6 A. M., then transferring to New York steamer daily.

PREPARED for all northern, eastern and foreign ports. Received and forwarded daily, except Sunday, at company's wharf, Rocketts.

FROM NEW YORK.